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10 Anthem Life Insurance Company

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

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14 PATRICIA WHITE,) Case No. 4:18-cv-01941-HSG
15 vs.) Plaintiff,) STIPULATION AND
16 ANTHEM LIFE INSURANCE) COMPANY; MERCED SYSTEMS, INC;) ORDER:
17 MERCED SYSTEMS HEALTH AND) WELFARE PLAN,) (1) REFERRING ACTION TO ADR UNIT
18 Defendants.) FOR MEDIATION;
19) (2) RE-SETTING PENDING BRIEFING
20) SCHEDULES
21) Hon. Haywood S. Gilliam, Jr.
22) United States District Judge

23 1. This is an action for recovery of disability benefits and related relief under
the Employee Retirement Income Security Act, 29 U.S.C. Sections 1001 et seq.
24 (“ERISA”). The parties have filed cross-motions for summary judgment, currently
scheduled for hearing on June 27, 2019.

25 2. The parties have agreed to Mediation under the Court’s ADR Local Rules.
26 The parties expect to complete Mediation by Tuesday, May 28, 2019.
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3. The parties hereby stipulate and respectfully request that the Court order (1) referral of the case to the Court's ADR Unit for mediation under the ADR Local Rules; and (2) amendment of the remaining briefing schedule as set forth below. The ADR Unit has informed the parties that it requires the Court's formal referral of the case to mediation before it may appoint a mediator from the Court's ADR panel.

[Proposed] Briefing Schedule:

Defendant's Motion for Summary Judgment: Filed April 2, 2019

Plaintiff's Opposition Brief: May 30, 2019

Defendant's Reply Brief: June 13, 2019

HEARING (unchanged): June 27, 2019

4. No extensions of the court-ordered schedules have been previously requested.

5. The undersigned are all of the parties remaining in the action. They are plaintiff Patricia White and defendant Anthem Life Insurance Company. The remaining defendants have been voluntarily dismissed from the action pursuant to agreement [Dkt. No. 31, dated January 31, 2019].

Dated: April 4, 2019

Respectfully submitted,

JULIAN M. BAUM & ASSOCIATES

by _____ /s/ by Julian M. Baum

JULIAN M. BAUM
Attorneys for Plaintiff Patricia White

Dated: April 4, 2019

REED SMITH LLP

by _____ /s/ by Karen A. Braje

Attorneys for Defendant
Anthem Life Insurance Company

[proposed order and filing attestation set forth on following pages]

ATTESTATION OF CONCURRENCE OF CONFORMED SIGNATORIES

CIVIL L.R. 5-1

Pursuant to Civil L.R. 5-1(i) the undersigned ECF user attests that concurrence in the filing of the foregoing document has been obtained from each of the other Signatories to the document.

JULIAN M. BAUM & ASSOCIATES

by _____ /s/ by Julian M. Baum

JULIAN M. BAUM
Attorneys for Plaintiff Patricia White

ORDER

The parties having so stipulated, IT IS HEREBY ORDERED:

1. The action is referred to the Court's ADR Unit for Mediation pursuant to the ADR Local Rules. Mediation is to be completed by May 28, 2019;

2. The parties' briefing schedule on their pending cross motions for summary judgment is re-set as follows:

Defendant's Motion for Summary Judgment: Filed April 2, 2019

Plaintiff's Opposition Brief: May 30, 2019

Defendant's Reply Brief: June 13, 2019

1 HEARING (unchanged):

June 27, 2019

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3 **IT IS SO ORDERED.**

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5 DATED: April 8, 2019

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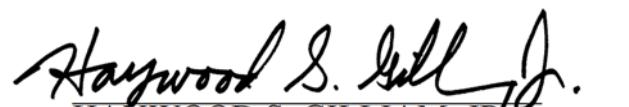
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HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE